

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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In re: ZYPREXA
PRODUCTS LIABILITY LITIGATION

MDL No. 1596

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THIS DOCUMENT RELATES TO:
ALL ACTIONS

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ORDER

Upon consideration of the joint request by members of the Plaintiffs' Steering Committee and counsel for Eli Lilly and Company, and based on the facts described below as reported by them, and in the exercise of my authority as Special Discovery Master appointed by Judge Jack B. Weinstein to oversee the implementation of the orders of the United States District Court for the Eastern District of New York relating to discovery, including Case Management Order No. 3 ("CMO-3"), which sets forth the protective order entered in the above captioned multi-district litigation to protect and ensure the confidentiality of discovery materials produced by the parties, it is hereby ordered that:

1. James Gottstein, Esquire, is in possession of documents produced by Eli Lilly and Company in the above-captioned action in violation of CMO-3, and has been so notified by counsel for Eli Lilly and Company without response by Mr. Gottstein.

2. Mr. Gottstein has further disseminated these documents to additional third parties in violation of CMO-3.

3. Mr. Gottstein shall immediately return any and all such documents (including all copies of any electronic documents, hard copy documents and CDs/DVDs)

provided by David Egilman, M.D., M.P.H., or any other source, to the Special Discovery Master at the following address, where they shall be maintained, under seal, until further order:

Special Master Peter H. Woodin
JAMS
280 Park Avenue, 28th Floor
New York, New York 10017

4. David Egilman, M.D., M .P.H., shall immediately return any documents in his possession produced by Eli Lilly and Company in the above-captioned action, or otherwise provided to him by the Lanier Law Firm or any other source (including all copies of any electronic documents, hard copy documents and CDs/DVDs), to Richard D. Meadow, Esquire of the Lanier Law Firm. I understand Mr. Meadow has already made such a request to Dr. Egilman today.

SO ORDERED this 15th day of December, 2006



Peter Woodin, Special Master